

20th April 1959]

APPENDIX X.

[Vide item VII, page 32, *supra*.]

REPORT OF THE SELECT COMMITTEE ON THE RULES
OF PROCEDURE OF THE MADRAS LEGISLATIVE
ASSEMBLY APPOINTED IN THE YEAR 1957.

To

THE HONOURABLE THE LEGISLATIVE ASSEMBLY,
MADRAS.

The Committee appointed to make suggestions for the amendment of the Madras Assembly Rules has the honour to make the following report.

2. The Committee was constituted by a resolution of the Assembly on the 27th July 1957.

3. The Committee met in the Arranmore Palace, Ootacamund, on the 26th and 27th May 1958 and in the Members Lounge Room, Fort St. George, Madras-9, on 4th September and 31st October 1958.

4. The Committee examined each and every rule and has suggested certain changes.

5. The important changes made are noted below :—

Rule 2.

Sub-rule (h) of rule 2 defines the " Member in charge of a Bill ". According to this, the Minister who introduces the Bill on behalf of the Government should alone proceed with the further stages of the Bill. In actual practice, however, it was found that, in some cases, the Bill in its further stages was piloted by other Ministers. The definition has accordingly been changed so that any Minister may be in charge of the Bill at any stage.

Rule 9.

Sub-rule (b) of rule 9 states that if a Member in charge of a Bill makes no motion regarding the same during two complete sessions, the Bill shall lapse. This seems to be in conflict with Article 196 (3) of the Constitution under which a pending Bill shall not lapse by reason of the prorogation. The sub-rule has been amended accordingly.

Rule 14.

According to sub-rule (1) of rule 14, a panel of Chairmen could be nominated only at the commencement of every session, and, in actual practice, it was found that none of the Chairmen so nominated were available to take the Chair. Provision has therefore

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been made enabling the Speaker to nominate a panel of Chairmen from time to time also, if necessary, in the place of those already nominated.

Rule 20.

The present rule states that the sittings of the Assembly shall ordinarily commence at 11 a.m. and conclude at 5 p.m., but, in practice, the sittings of the Assembly commence at 8-30 a.m. and concludes at 1-30 p.m. The rule has been amended so as to bring it in accordance with the present practice.

Rule 31-A.

At present many members give notice of identical questions. The Committee decided that they should be clubbed together instead of being disallowed under rule 31 (12). A new rule has therefore been added to the effect and sub-rule (12) of rule 31 has been omitted.

Rule 33.

The Committee decided that the rule should prescribe the period within which the questions should be sent to the Departments of the Secretariat and the period within which they should be answered in the Assembly. The rule has been amended accordingly.

Rule 39.

At present, the half-hour debate under this rule could be allowed only after the conclusion of the business of the day on which it is asked for. The Committee decided that the discussion could be had on any other day also as may be fixed by the Speaker. The rule has been amended accordingly.

Rule 42.

According to the present rule a member who wants to move an adjournment motion should hand to the Speaker a copy of the motion proposed to be moved by him. The Committee decided that the member should instead give three copies of the notice of the motion to the Secretary. The rule has been amended accordingly.

Rule 47.

Under this rule if leave of the House is given for making an adjournment motion, the motion may be taken up the same day or the next day at 4 p.m. or at the conclusion of the business of the day if earlier. The Committee decided that no definite hour need be fixed and that for the word "4 p.m." the words "one hour before the appointed time of the rising of the Assembly" might be substituted. The rule has been amended accordingly.

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Rule 92.

The proviso to this rule gives the Governor the power to order the publication of a Bill even before it is introduced in the House. The Committee decided that the above power should vest in the Speaker instead and has amended the proviso accordingly.

Rule 163.

The Committee decided that the Chairman of the Committee on Public Accounts should be a member ex-officio of the Committee on Estimates. Sub-clause (1) of rule 163 has been amended accordingly.

A proviso has also been added enabling the association of Members of the Legislative Council with the Committee on Estimates.

Rule 171.

The Committee decided that the Chairman of the Committee on Estimates should be a member ex-officio of the Committee on Public Accounts. Sub-rule (2) of rule 171 has been amended accordingly.

A proviso has also been added enabling the association of Members of the Legislative Council with the Committee on Public Accounts.

Rule 195.

The Committee also decided that the Committee on Subordinate Legislation should be clothed with the power to scrutinize the rules, sub-rules, by-laws, regulations, etc., made in pursuance of the provisions of the Constitution or in exercise of the powers delegated by the Parliament or the State Legislature. The rule has been amended accordingly. Consequential changes have also been made in Rule 202.

Rule 196.

A proviso has been added enabling the association of Members of the Legislative Council with the Committee on Subordinate Legislation.

Sub-rule (2) of rule 196 has been amended so as to make the term of the Committee coincide with the financial year.

Rule 207.

The Committee decided that the term of office of members should coincide with the financial year. Sub-rule (2) of rule 207 has been amended accordingly.

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Rule 217.

The rule states that a petition to the Assembly should relate to some matter actually under the consideration of the Assembly. The Committee decided that a petition might relate to any matter which was within the competence of the Assembly. The rule has been amended accordingly.

Rule 218.

The rule does not state when a member should actually present a petition. The Committee decided that a member intending to present a petition should take the consent of the Speaker beforehand and then present it after the question hour. A new rule has been added accordingly.

Chapter XX—Rules Committee.

The present rules prescribe an elaborate procedure for amendments to the Assembly Rules as in the case of Bills. The Committee decided instead a Rules Committee can be constituted as in the Lok Sabha to consider matters of procedure and conduct of business in the House. The chapter has been substituted accordingly.

New rule 232-A.

The Committee on Estimates recommended that, if a member absented from three consecutive meetings of the Committee, the Chairman should bring it to the notice of the Speaker who may discharge such member from the Committee. The Committee agreed to the suggestion and also decided that it should be made applicable to all Committees. A new rule has been added accordingly.

The changes made by the Committee are indicated in the annexure.

PORT ST. GEORGE,
MADRAS-9,
31st October 1958.

U. KRISHNA RAU,
Chairman.

ANNEXURE TO THE REPORT OF THE SELECT COMMITTEE ON THE RULES OF PROCEDURE OF THE ASSEMBLY APPOINTED IN THE YEAR 1957.

(NOTE.—The changes made are underlined or sidelined and the portions omitted are indicated by dots.)

Rule as it exists.

Rule as amended.

THE MADRAS ASSEMBLY RULES.

THE MADRAS LEGISLATIVE ASSEMBLY RULES.

[Under clause (1) of Article 208 of the constitution of India].

[Under clause (1) of Article 208 of the Constitution of India].

CHAPTER I.

CHAPTER I.

Short title and definitions.

Short title and definitions.

Short title. 1. These rules may be called the Madras Assembly Rules.

1. These rules may be called the Madras Legislative Assembly Short Rules.

Definitions. 2. In these rules—

2. In these rules—
(a) to (g) No change.

(a) "Assembly" means the Madras Legislative Assembly.

(b) "Constitution" means the Constitution of India.

(c) "Council" means the Madras Legislative Council.

(d) "Finance Minister" means the Minister in charge of Finance or any other Minister to whom he may delegate his functions for the purpose of these rules.

(e) "Gazette" means the *Fort St. George Gazette*.

(f) "Leader of the House" means the Minister appointed by the Government as the Leader of the Assembly.

(g) "Member" means member of the Assembly.

(h) "Member in charge of a Bill" means :

(i) in the case of a Government Bill, the Minister introducing the Bill on behalf of the Government ;

(ii) in any other case, the Member who has introduced the Bill ; or

(iii) where the Bill is one which was introduced in the Council and received in the Assembly the Member who has given notice of his intention to move that the Bill be taken into consideration.

(h) "Member in charge of a Bill" means :

(i) in the case of a Government Bill, any Minister ;

(ii) in any other case, the Member who has introduced the Bill in the Assembly ; or

(iii) where the Bill is one which was introduced in the Council and received in the Assembly the Member who has given notice of his intention to move . . . the Bill in the Assembly.

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Rule as it exists,

(i) "Minister" includes any Deputy Minister or Parliamentary Secretary to whom a Minister may delegate his functions.

(j) "Rules" means the Madras Assembly Rules.

(k) "Secretary" means Secretary to the Assembly and includes any gazetted officer of the Assembly authorised by him with the consent of the Speaker to perform the duties of the Secretary.

(l) "Select Committee" shall unless otherwise defined in these rules or unless repugnant to the context, include a Joint Select Committee of both the Assembly and the Council.

(m) Words and expression used in the Constitution and not defined in these rules shall have the meanings assigned to them in the Constitution.

Discussion
on the
address.

5. (1) The Speaker, shall, in consultation with the Leader of the House and the Business Advisory Committee, allot the time necessary for the discussion of the matters referred to in the Governor's Address.

(2) Such discussion may take place on a Motion of Thanks moved by a member and seconded by another member.

(3) Amendments may be moved to such motion in such form as may be allowed by the Speaker.

Prorogation
of Assembly.

9. (a) A session of the Assembly is terminated by prorogation.

(b) On the prorogation of a session, all pending notices and business shall lapse except Bills which have been introduced. Such Bills shall be carried over to the next session from the stage reached by them in the expiring session, provided that fresh notice shall be given for motions regarding the same. If the member in charge of a Bill makes no mention regarding the same during two complete sessions, the Bill shall lapse.

(c) Prorogation shall not affect the work of any Committee or Select Committee under these rules or of any Joint Select Committee.

Rule as amended.

(i) No change.

(j) "Rules" means the Madras Legislative Assembly Rules.

(k) to (m) No change.

5. (1) The Speaker shall, in consultation with the Leader of the House and the Business Advisory Committee, if any, allot the time necessary for the discussion of the matters referred to in the Governor's Address.

(2) and (3) No change.

9. (a) No change.

(b) On the prorogation of a session, all pending notices and business shall lapse except Bills which have been introduced. Such Bills shall be carried over to the next session from the stage reached by them in the expiring session, provided that fresh notice shall be given for motions regarding the same

(c) Prorogation shall not affect the work of any Committee or Select Committee under these rules

Discussion
on the
address.

Prorogation
of Assembly.

Panel of Chairmen.

14. (1) At the commencement of every session, the Speaker shall nominate from amongst the members of the Assembly a panel of not more than four Chairmen, any one of whom may preside over the Assembly in the absence of the Speaker and the Deputy Speaker when so requested by the Speaker or, in his absence, by the Deputy Speaker or, in his absence also, by the Chairman presiding.

(2) The Chairmen nominated under sub-rule (1) shall hold office until a new panel of Chairmen is nominated.

Ordinary hours of sitting.

20. Sitings of the Assembly shall, unless the Speaker otherwise directs, ordinarily commence at 11 a.m. and conclude at 5 p.m.

Allotment of time for non-official business and precedence of business.

23. (1) On all Thursdays on which the Assembly is sitting, except—

(i) Thursdays allotted for the discussion of financial matters under Articles 202 to 206 of the Constitution, and

(ii) Thursdays allotted for the discussion of any motion on the Governor's Address the business of non-official members shall have precedence:

Provided that, on a motion made by a Minister for the suspension of this rule, the Assembly may resolve to give precedence to Government business even on those Thursdays on which the business of non-official members has precedence under this rule:

Provided further that where a Thursday has been taken over for the transaction of Government business under the above-mentioned proviso, the Speaker may allot in lieu thereof any other day in the same or next week for the business of non-official members.

14. (1) At the commencement of every session, or from time to time, as the case may be, the Speaker may nominate from amongst the members of the Assembly a panel of not more than six Chairmen, any one of whom may preside over the Assembly in the absence of the Speaker and the Deputy Speaker when so requested by the Speaker or, in his absence, by the Deputy Speaker or, in his absence also, by the Chairman presiding.

(2) No change.

20. Sitings of the Assembly shall, unless the Speaker otherwise directs, ordinarily commence at 8-30 a.m. and conclude at 1-30 p.m.

23. (1) No change.

(i) No change.

(ii) Thursdays allotted for the discussion of any motion on the Governor's Address the business of non-official members shall have precedence:

Provided that on a motion made by a Minister for the suspension of this rule, the Assembly may resolve to give precedence to Government business even on those Thursdays on which the business of non-official members has precedence under this rule:

Provided further that where a Thursday has been taken over for the transaction of Government business under the above-mentioned proviso, the Speaker may allot in lieu thereof any other day . . . for the business of non-official members.

Panel of Chairmen.

Ordinary hours of sitting.

Allotment of time for non-official business and precedence of business.

Form and contents of questions.

Rule as it exists.

(2) On other days, no business other than Government business shall be transacted, except with the consent of the Leader of the House.

31. In order that a question may be admissible, it must satisfy the following conditions, namely :—

(1) It must be permissible under the Constitution and the rules ;

(2) it must not publish any name or statement not strictly necessary to make the question intelligible ;

(3) if a question contains a statement, the member asking it must make himself responsible for the accuracy of the statement ;

(4) it must not contain extracts from newspapers ;

(5) it must not contain arguments, inferences, ironical expressions or defamatory statements ;

(6) it must not ask for an expression of opinion or the solution of an abstract legal question or of a hypothetical proposition ;

(7) it must not refer to the character or conduct of any person except in his official or public capacity ;

(8) it must not relate to a private or purely parochial grievance ;

(9) it must not relate to any matter which is under adjudication by any court of Law or to the conduct of a Judge of the Supreme Court or of a High Court in his judicial capacity ;

(10) it must not be of excessive length ;

(11) a question once fully answered in the Assembly must not be asked again ;

(12) it must not anticipate a question of which notice has already been given ;

(13) it shall not raise a question of policy too large to be dealt with within the limits of an answer to a question ; and

(14) it shall not seek information about matters relating to the proceedings of the Council of Ministers.

Rule as amended.

(2) No change.

31. In order that a question may be admissible it must satisfy the following conditions, namely :—

(1) to (11) No change.

Form and contents of questions.

Rule as it exists.

Mode of asking for leave of the House.

46. If the Speaker is of opinion that the matter proposed to be discussed is in order, he shall ask whether the member has the leave of the House. If objection is taken by any member the Speaker shall request those members who support the motion to rise in their places. If twenty-four or more members rise accordingly, the Speaker shall intimate that the member has the leave of the House. If less than twenty-four members rise, the Speaker shall inform the member that he has not the leave of the House.

Time for taking up the motion.

47. If leave of the House has been given for making the motion the Speaker shall intimate to the House that the motion will be taken up the same day or at the request of the Leader of the House on the next day, at 4 p.m. or at the conclusion of the business of the day if earlier.

Motion expressing want of confidence in the Ministry.

54. (1) A motion expressing want of confidence in the Ministry or a motion disapproving the policy of the Ministry in a particular respect may be made with the consent of the Speaker and subject to the following restrictions, namely:—

(a) leave to make the motion must be asked for after questions and before the further business set down in the list of business for the day is entered upon;

(b) the member asking for leave must, before the commencement of the sitting of the day, leave with the Secretary a written notice of the motion which he proposes to make.

(2) If the Speaker is of opinion that the motion is in order he shall read the motion to the House and shall request those members who are in favour of leave being granted to rise in their places and if not less than twenty-five members rise accordingly, the Speaker shall intimate that leave is granted and that the motion will be taken on such day, not being more than ten days from the day on which leave is asked for, as he may appoint. If less than twenty-five members rise, the Speaker shall inform the member that he has not the leave of the House.

Rule as amended.

46. If the Speaker is of opinion that the matter proposed to be discussed is in order, he shall ask whether the member has the leave of the House. If objection is taken by any member, the Speaker shall request those members who support the motion to rise in their places. If twenty-one or more members rise accordingly the Speaker shall intimate that the member has the leave of the House. If less than twenty-one rise, the Speaker shall inform the member that he has not the leave of the House.

47. If leave of the House has been given for making the motion, the Speaker shall intimate to the House that the motion will be taken up the same day or, at the request of the Leader of the House on the next day one hour before the appointed time of the rising of the Assembly or at the conclusion of the business of the day if earlier.

54. (1) No change.

Motion expressing want of confidence in the Ministry.

(2) If the Speaker is of opinion that the motion is in order, he shall read the motion to the House and shall request those members who are in favour of leave being granted to rise in their places and if not less than twenty-one members rise accordingly the Speaker shall intimate that leave is granted and that the motion will be taken on such day, not being more than ten days from the day on which leave is asked for, as he may appoint. If less than twenty-one members rise, the Speaker shall inform the member that he has not the leave of the House.

Questions for elucidation on matters under discussions. 64. When, for the purpose of elucidating a point during discussion any member has occasion to ask a question of another member who is speaking, he shall ask the question through the Speaker.

Publication. 92. As soon as may be after leave to introduce a Bill has been granted, the Bill with the Statement of Objects and Reasons shall be published in the Gazette :

Provided that the Governor may order the publication of any Bill with the Statement of Objects and Reasons in the Gazette although no motion has been made for leave to introduce the Bill and in such a case it shall not be necessary to move for leave to introduce the Bill and, if the Bill is afterwards introduced it shall not be necessary to publish it again.

Voting on demands. 154. (1) The Speaker shall, in consultation with the Leader of the House and the Business Advisory Committee, fix the time to be allotted for the discussion of each demand and also determine the order in which the demands are to be taken up.

(2) On the days allotted under sub-rule (2) of rule 152 for the voting of demands for grants, no other business shall be taken up before 5 p.m. except with the consent of the Speaker :

Provided that nothing in this rule shall be deemed to prohibit the asking and answering the question during the time allowed under rule 22.

(3) At the expiry of the time allotted under sub-rule (1) for the discussion of any demand, the Speaker shall put every question necessary for the disposal of that demand, and at 5 p.m. on the last day of the days allotted for the voting of demands for grants, the Speaker shall forthwith put every question necessary to dispose of all outstanding matters in connexion with the demands for grants, including the motion for reduction of a grant if any then under discussion.

64. When, for the purpose of elucidating a point during discussion, any member has occasion to ask a question of another member who is speaking, he may ask the question with the permission of the Speaker.

92. As soon as may be after leave to introduce a Bill has been granted, the Bill with the Statement of Objects and Reasons shall be published in the Gazette :

Provided that the Speaker may order the publication of any Bill with the Statement of Objects and Reasons in the Gazette although no motion has been made for leave to introduce the Bill and in such a case it shall not be necessary to move for leave to introduce the Bill and, if the Bill is afterwards introduced, it shall not be necessary to publish it again.

154. (1) No change.

(2) On the days allotted under sub-rule (2) for rule 152 for the voting of demands for grants, no other business shall be taken up before 1.30 p.m. except with the consent of the Speaker :

Provided that nothing in this rule shall be deemed to prohibit the asking and answering of questions during the time allowed under rule 22.

(3) At the expiry of the time allotted under sub-rule (1) for the discussion of any demand, the Speaker shall put every question necessary for the disposal of the demand, and at 1 p.m. on the last day of the days allotted for the voting of demands for grants, the Speaker shall forthwith put every question necessary to dispose of all the outstanding matters in connexion with the demands for grants, including the motion for reduction of a grant if any then under discussion.

Questions for elucidation on matters under discussion.
Publication.

Voting on demands.

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Rule as it exists.

Supplementary or additional demands.

158. (1) The Governor, may at any time, during a financial year, appoint a day for the presentation of a statement of supplementary or additional expenditure under Article 205.

(2) The Speaker shall allot one or more days not earlier than three days after the day allotted for such presentation for the discussion of and the voting on the demands for supplementary or additional expenditure.

(3) At 5 p.m. on the day or the last of the days, as the case may be, allotted under sub-rule (2), all discussion shall terminate and the Speaker shall forthwith put every question necessary to dispose of all the outstanding matters in connexion with the demands for supplementary grants.

Constitution of the Committee.

163. (1) The Committee shall consist of fourteen members in addition to the Finance Minister who shall be a member ex-officio. They shall be elected by the Assembly from among its members according to the principle of proportional representation by means of single transferable vote and in accordance with the regulations framed in this behalf by the Speaker. There shall be a fresh election before the end of the financial year for constituting the committee for the ensuing financial year. And, if under any circumstances, such an election is not held, the existing members of the Committee will continue to hold office until new members are elected.

(2) Casual vacancies shall be filled as soon as possible after they occur in the manner prescribed in sub-rule (1) and any person elected to fill such a vacancy shall hold office for so long as the person in whose place he is elected would have held office.

Rule as amended.

158. (1) No change.

(2) No Change.

(3) At 1 p.m. on the day or the last of the days, as the case may be allotted under sub-rule (2), all discussion shall terminate and the Speaker shall forthwith put every question necessary to dispose of all the outstanding matters in connexion with the demands for supplementary grants.

163. (1) The Committee shall consist of fourteen members in addition to the Finance Minister and the Chairman of the Committee on Public Accounts who shall be members ex-officio. They shall be elected by the Assembly from among its members according to the principle of proportional representation by means of the single transferable vote and in accordance with the regulations framed in this behalf by the Speaker. There shall be a fresh election before the end of the financial year for constituting the committee for the ensuing financial year. And, if under any circumstances, such an election is not held the existing members of the Committee will continue to hold office until new members are elected :

Provided that such number of members of the Legislative Council as may be fixed by a resolution passed by the Assembly and nominated by the Council in pursuance thereof may be associated with the Committee.

(2) No change.

Supplementary or additional demands.

Constitution
of the
Committee.

171. (1) As soon as may be after the commencement of the first session of each Assembly, a Committee on Public Accounts shall be constituted for the examination of accounts showing the appropriation of sums granted by the House for the expenditure of the State Government, the annual finance accounts of the State Government, and such other accounts laid before the House as the Committee may think fit.

171. (1) No change.

Constitution
of the
Committee.

(2) The Committee on Public Accounts shall consist of fourteen members, in addition to the Finance Minister who shall be a member ex-officio. They shall be elected by the Assembly from among its members according to the principle of proportional representation by means of the single transferable vote and in accordance with the regulations framed in this behalf by the Speaker. There shall be a fresh election before the end of the financial year for constituting the Committee for the ensuing financial year. And if, under any circumstances, such an election is not held, the existing members of the Committee will continue to hold office until new members are elected.

(2) The Committee on Public Accounts shall consist of fourteen members, in addition to the Finance Minister and the Chairman of the Committee on Estimates who shall be members ex-officio. They shall be elected by the Assembly from among its members according to the principle for proportional representation by means of the single transferable vote and in accordance with the regulations framed in this behalf by the Speaker. There shall be a fresh election before the end of the financial year for constituting the Committee for the ensuing financial year. And if, under any circumstances, such an election is not held, the existing members of the Committee will continue to hold office until new members are elected :

Provided that such number of members of the Legislative Council as may be fixed by a resolution passed by the Assembly and nominated by the Council in pursuance thereof may be associated with the Committee.

(3) Casual vacancies shall be filled as soon as possible after they occur in the manner prescribed in sub-rule (2) and any person elected to fill such a vacancy shall hold office for so long as the person in whose place he is elected would have held office.

(3) No change.

Committee
on Subordi-
nate
Legislation
and its func-
tions.

195. Subject to the provisions of these rules, a Committee on Subordinate Legislation may be constituted to scrutinize and report to the house whether the powers delegated by the Legislature have been properly exercised within the frame-work of the statute delegating such powers.

195. Subject to the provisions of these rules, a Committee on Subordinate Legislation may be constituted to scrutinize and report to the House whether the powers to make regulations, rules, sub-rules, by-laws, etc., conferred by the Constitution or delegated by Parliament or the State Legislature are being properly exercised within such delegation. Committee on Subordinate Legislation and its functions.

Rule as it exists.

Constitution
of the
Committee.

196. (1) The Committee shall consist of not more than ten members who shall be nominated by the Speaker.

(2) The term of office of the members of the Committee shall be one year.

(3) The Speaker may, if he thinks fit, discharge a member from the Committee, if such member is absent from three consecutive meetings thereof, without the permission of the Chairman of the Committee.

Scrutiny
of papers
laid before
House.

202. After each 'regulation', 'rule', 'sub-rule', 'by-law' etc., framed in pursuance of the legislative functions delegated, by the Assembly to a subordinate authority is laid before the House, the Committee shall, in particular, consider—

(i) whether it is in accord with the general objects of the Act pursuant to which it is made;

(ii) whether it contains matter which in the opinion of the Committee should more properly be dealt with in an Act of the Assembly;

(iii) whether it imposes taxation;

(iv) whether it directly or indirectly bars the jurisdiction of the court;

(v) whether it gives retrospective effect to any of the provisions in respect of which the Act does not expressly give any such power;

(vi) whether it involves expenditure from the consolidated Fund or the Public Revenues;

(vii) whether it appears to make some unusual or unexpected use of the powers conferred by the Act pursuant to which it is made;

(viii) whether there appears to have been unjustifiable delay in the publication or laying of it before the Legislature;

(ix) whether for any reason its form or purport calls for elucidation.

Rule as amended.

Constitution
of the
Committee.

196. (1) No change.

Provided that such number of members of the Legislative Council as may be fixed by a resolution passed by the Assembly and nominated by the Council in pursuance thereof, may be associated with the Committee.

(2) The term of office of the members of the Committee shall expire at the end of the financial year.

(3) Omitted.

202. As soon as may be, after each 'regulation', 'rule', 'sub-rule', 'by-law' etc., made in pursuance of provisions of the Constitution or in exercise of the powers delegated by Parliament or the State Legislature is laid before the House or published in the Gazette, the Committee shall, in particular, consider—

Scrutiny
of papers
laid before
the House.

(i) to (ix) No change.

Constitution of the Committee.

Form and contents of petitions.

Presentation of petitions.

in part, or should be amended in any respect, it shall report the provision of such 'regulation', 'rule', 'sub-rule', 'by-law', etc., or within such earlier or later period which it is specified case.

(2) If the Committee is of opinion that any other matter relating to any 'regulation', 'rule', 'sub-rule', 'by-law', etc., should be brought to the notice of the House, it may report that opinion and matter to the House.

207. (1) No change.

(2) The term of office of the members of the Committee shall expire at the end of each financial year.

(3) Omitted.

within one month of the commencement of a session of the House after the promulgation of such order or within such earlier or later period which a statute of the Legislature may have fixed for any specified case.

207. (1) The Committee shall consist of not more than seven members who shall be nominated by the Speaker.

(2) The term of office of the members of the Committee shall be one year.

(3) The Speaker may, if he thinks fit, discharge a member from the Committee, if such members is absent from three consecutive meetings thereof, without the permission of the Chairman of the Committee.

217. Petitions to the Assembly must—
(a) relate to some matter actually under the consideration of the Assembly;

(b) be addressed to the members of the Assembly;
(c) be dated and signed by the petitioner or petitioners;
(d) be in respectful and temperate language; and
(e) must not propose expenditure of public moneys or the imposition of any charge on public revenues.

218. No petition addressed to the Assembly shall be presented except by a member of the Assembly.

218. A member desiring to present a petition shall show it to the Speaker and obtain his consent to its presentation. After he has obtained the consent of the Speaker, he may present it on any day after questions and before the other business for the day is entered upon.

Rule as it exists.

CHAPTER XX.

Amendment to rules.

Notice of amendments to the rules.

221. (1) Unless the Speaker otherwise directs not less than ten days' notice of a motion for leave to amend the rules shall be given and the notice shall be accompanied by a draft of the proposed amendments.

Procedure to be followed.

(2) The motion shall be set down for such day as the Speaker may direct.

222. When the motion has been made, the Speaker shall read the draft amendments and ask whether the member has the leave of the Assembly. If objection is taken, the Speaker shall request those members who support the motion to rise in their places, and if more than twenty-four members rise accordingly, the Speaker shall intimate that the member has the leave of the Assembly.

Reference to Select Committee.

223. Where the member has the leave of the Assembly to proceed, the draft amendments shall be referred to a Select Committee of which the Speaker shall be Chairman, and of which the Deputy Speaker, the member giving notice of the amendment and, in case he is non-official member, the Minister concerned also and a member to be nominated by the Speaker from the current panel of Chairman of the Assembly shall be members. The remaining members who shall be fifteen in number shall be elected by the Assembly by means of the single transferable vote and in accordance with the regulations framed in this behalf by the Speaker.

Rule as amended.

CHAPTER XX.

Rules Committee.

221. There shall be a Committee on Rules to consider matters of procedure and conduct of business in the House and to recommend any amendments or additions to these rules that may be deemed necessary.

222. (1) The Committee on Rules shall be nominated by the Speaker and shall consist of 15-members including the Chairman of the Committee. The speaker shall be the ex-officio Chairman of the Committee.

(2) The Committee nominated under sub-rule (1) shall hold office for one year or until a new committee is nominated.

(3) If the Speaker, for any reason, is unable to preside over any meeting of the Committee, he shall nominate a Chairman for that meeting.

(4) Casual vacancies in the Committee shall be filled by the Speaker and any person nominated to fill such vacancy shall hold office for the period for which the person in whose place he is nominated would under the provision of sub-rule (2) have held office.

223. In order to constitute a meeting of the Committee the quorum shall be five.

223-A. (1) Any member desirous of moving any amendment to the rules shall give notice of his intention to the Secretary, accompanied by a draft of the proposed amendments.

(2) The Secretary shall place the amendments before the Committee for its consideration and recommendation.

Functions of Rules Committee.

Constitution of the Committee.

Quorum.

Notice of amendments to the rules.

Subsequent
procedure.

224.* After a draft has been referred to a select Committee, the procedure in regard to Bills similarly referred shall, as far as may be, be followed with such necessary alterations that may be made as the Speaker may direct.

224. (1) The recommendations of the Committee shall be laid on the table and within a period of seven days beginning with the date on which they are so laid, any member may give notice of any amendment to such recommendations.

Laying of
report on
the table.

(2) Any notice given by a member of any amendments to the recommendations of the Committee shall stand referred to the Committee who shall consider it and make such changes in their recommendations as the Committee may consider fit. The final report of the Committee, after taking into consideration the amendments, suggested by the members shall be laid on the table. Thereafter, on the House agreeing to the report on a motion made by a member of the Committee, the amendments to the rules as approved by the House shall be promulgated by the Speaker in the Gazette/Information Sheet.

(3) If notice of such amendment has not been given within seven days, the recommendations of the Committee shall be deemed to have been approved by the House and on the expiry of the said period the Speaker shall promulgate in the Gazette Information Sheet the amendments to the rules as recommended by the Committee.

(4) Any amendments given notice of to the final report of the Committee shall not be referred again to the Committee, unless otherwise decided by the House, but shall be disposed of by the House while considering the final report of the Committee.

(5) The amendment to the rules shall come into force on their publication in the Gazette/Information Sheet unless otherwise specified.

225. When a rule or amendment of a rule is passed by the Assembly, a copy thereof shall be signed by the Speaker and until the Speaker has signed such copy and the fact has been announced by him to the Assembly, the rules or amendment shall not be deemed to have come into force.

225. Except as aforesaid, the rules applicable to a Select Committee of the Assembly shall apply.

20th April 1969]

APPENDIX

Rule as it exists.

Insertion of new rule 232-A.

Rule as amended.

232-A. If without the permission of the Chairman, a member is absent from three consecutive meetings of any Committee, the Chairman may bring it to the notice of the Speaker, who may, if he thinks fit, discharge such member from such Committee.

Absence of members.

Explanation.—For the purpose of this sub-rule the meeting of the Committee held on consecutive days shall be reckoned as one meeting.

